



# City of South Gate

8650 CALIFORNIA AVENUE • SOUTH GATE, CA 90280-3075 • (323) 563-9510  
FAX (323) 563-5411

CARMEN AVALOS  
CITY CLERK

February 28, 2008

Ms. Sachi A. Hamai  
Executive Officer Board of Supervisor  
Kenneth Han Hall of Administration  
500 West Temple Street, Room #383  
Los Angeles, California 90012

**Subject: City of South Gate Special Municipal Election**

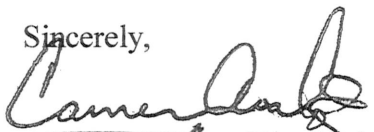
Dear Ms. Hamai:

At their regular meeting of February 26, 2008, the South Gate City Council adopted Resolution No. 7235, requesting the Board of Supervisors of the County of Los Angeles to authorize and order the consolidation of a special municipal election of the City of South Gate with the Statewide Direct Primary Election to be held on Tuesday, June 3, 2008, and requesting the County Clerk/Registrar of Voters to provide certain services.

The South Gate City Council at the same time adopted Urgency Ordinance No. 2246, Resolution No. 7234, Resolution No. 7236 and Resolution No. 7237.

Enclosed are certified copies of the aforementioned Urgency Ordinance and Resolutions. Should you require further information, please contact our office at 323.563.9573.

Sincerely,



Carmen Avalos, City Clerk

Enclosures



CARMEN AVALOS  
CITY CLERK

# City of South Gate

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STATE OF CALIFORNIA )

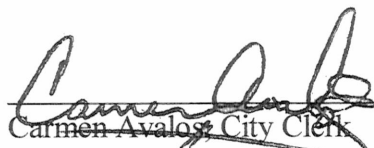
COUNTY OF LOS ANGELES ) SS

CITY OF SOUTH GATE )

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the attached document is a true and correct copy of Resolution No. 7235 – Requesting the Board of Supervisors of the County of Los Angeles to authorize and order the consolidation of a special municipal election of the City of South Gate with the Statewide Direct Primary Election to be held on Tuesday, June 3, 2008, and requesting the County Clerk/Registrar of Voters to provide certain services.

The original is on file in the Office of the City Clerk, located at 8650 California Avenue, South Gate, California 90280.

IN WITNESS WHEREOF, I hereunto set my hand and affix my official seal this 28<sup>th</sup> day of February, 2008.

  
Carmen Avalos, City Clerk  
City of South Gate, California

**RESOLUTION NO. 7235**

**CITY OF SOUTH GATE  
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE  
DECLARING AN EMERGENCY AND CALLING AND GIVING NOTICE OF A  
SPECIAL MUNICIPAL ELECTION TO BE HELD TUESDAY, JUNE 3, 2008, TO  
SUBMIT TO THE VOTERS OF THE CITY OF SOUTH GATE A VITAL CITY  
SERVICES ORDINANCE TO ADOPT A 1% GENERAL TRANSACTIONS AND  
USE TAX**

**WHEREAS**, the City of South Gate, despite significant improvements in its fiscal accountability, is operating paycheck to paycheck because of increased service demands from a growing population -- leaving the City, like many others in California, with inadequate funding to address essential public safety and service needs; and

**WHEREAS**, over the past four years, the City has implemented a number of cost-saving measures, having reduced the number of employees, consolidated departments and become more efficient in its operations; and

**WHEREAS**, the City of South Gate is in a Financial State of Emergency as the City experienced a budget deficit of \$5.1 Million in fiscal year 2006-07 and is projecting a budget deficit of over \$7.0 Million in 2007-08 and that reserve funds will be entirely depleted by the end of this fiscal year; and

**WHEREAS**, without an immediate source of new revenue, the City of South Gate will be forced to reduce essential services to the community; and

**WHEREAS**, protecting and maintaining public safety, anti-gang and drug programs, improving after-school parks and recreation services, removing graffiti and fixing streets and potholes, are essentials for our community; and

**WHEREAS**, Los Angeles and cities throughout our area are getting tough with gangs, making it critical that the City of South Gate maintain its own local efforts by hiring more anti-gang officers to keep gangs from other areas coming into South Gate; and

**WHEREAS**, police are so busy responding to calls for assistance, insufficient staffing exists for additional patrol or community policing, and more police officers are needed to prevent crimes before they happen; and

**WHEREAS**, keeping the City's children out of gangs and off drugs is a top priority, and additional school police officers, anti-gang and anti-drug prevention programs, and after school programs are needed; and

**WHEREAS**, a local revenue measure will make it possible for the City to improve its overall community services, for example by hiring additional police officers to reduce emergency response times, fixing City streets to improve traffic flow and reduce congestion, fighting gangs and drugs by expanding neighborhood graffiti removal programs, youth anti-gang and anti-drug prevention programs and after-school tutoring and mentoring programs; and

**WHEREAS**, pursuant to Section 2(b) of California Constitution Article XIII C, the City Council hereby unanimously declares the existence of an emergency in that there are imminent financial risks and dangers, as described above, to the public welfare and the City's financial ability to provide essential municipal services without disruption, such that a special election is necessary to address such risks and dangers before the next regularly scheduled municipal election for members of the City Council on March 3rd, 2009;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of South Gate as follows:

**SECTION 1.** Pursuant to the requirements of the South Gate City Charter and the laws of the State of California, a special municipal election is hereby called and ordered to be held in the City of South Gate, California, on Tuesday, June 3, 2008.

**SECTION 2.** At said election there shall be submitted to the qualified voters of the City of South Gate a Vital City Services Ordinance to adopt a 1% general transactions and use tax.

**SECTION 3.** The text of the measure, labeled as Measure P, which may be redesignated by the County Clerk, is attached hereto as Exhibit A, and incorporated herein by this reference.

**SECTION 4.** The procedures for voting for and against said question shall be those established by Los Angeles County and the question shall be printed in substantially the following form:

<b>MEASURE P. The South Gate Vital City Services Measure.</b> To preserve public safety and prevent significant cuts to City services, by funding general City services such as hiring additional police officers, maintaining youth anti-gang and anti-drug programs, after-school parks and recreation services, graffiti removal, maintaining neighborhood parks, fixing potholes and City streets, and other essential City services, shall the City sales tax be increased by one cent with guaranteed independent annual financial audits, expenditure reports, and citizens' financial oversight?	<b>YES</b>	
	<b>NO</b>	

**SECTION 5.** The ballots to be used at the election shall be in form and content as required by law.

**SECTION 6.** The polls shall be open at 7:00 a.m. of the day of the election and shall remain open continuously from that time until 8:00 p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the California Elections Code.

**SECTION 7.** Under separate resolution, the Board of Supervisors of Los Angeles County shall cause the precincts, polling places and election officers for said election to be established and cause the returns of said election to be canvassed and to certify the same to the City Council of the City of South Gate. The vote requirement for passage of the measure is a majority of the votes cast (50% plus 1).

**SECTION 8.** The City Council hereby directs the City Clerk to transmit a copy of the measure to the City Attorney. The City Attorney shall cause to be prepared an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure. The impartial analysis shall be filed by the date set by the City Clerk for the filing of the primary arguments.

**SECTION 9.** In all particulars not recited in this resolution, the election hereby called shall be as provided by law for holding municipal elections in the City.

**SECTION 10.** Notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

**SECTION 11.** The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

**PASSED, APPROVED, AND ADOPTED** this 26<sup>th</sup> day of February, 2008

CITY OF SOUTH GATE



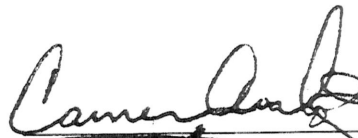
W.H. (Bill) De Witt, Mayor

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

ATTEST:



Carmen Avalos, City Clerk

(SEAL)

EXHIBIT A

PLEASE SEE URGENCY ORDINANCE ATTACHED TO STAFF ITEM DATED  
FEBRUARY 21, 2008

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF SOUTH GATE ADOPTING A GENERAL  
TRANSACTIONS AND USE TAX TO BE ADMINISTERED BY  
THE STATE BOARD OF EQUALIZATION PURSUANT TO  
REVENUE & TAXATION CODE SECTIONS 7251 ET SEQ.,  
SUBJECT TO VOTER APPROVAL

RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA )

COUNTY OF LOS ANGELES ) SS

CITY OF SOUTH GATE )

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7235 was adopted by the City Council at their Regular Meeting held on February 26, 2008, by the following vote:

Ayes: Council Members: De Witt, Hurtado, Gonzalez and Davila

Noes: Council Members: None

Absent: Council Members: Martinez

Abstain: Council Members: None

Witness my hand and the seal of said City on February 28, 2008.



Carmen Avalos, City Clerk  
City of South Gate, California

**RESOLUTION NO. 7234**

**CITY OF SOUTH GATE  
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO AUTHORIZE AND ORDER THE CONSOLIDATION OF A SPECIAL MUNICIPAL ELECTION OF THE CITY OF SOUTH GATE WITH THE STATEWIDE DIRECT PRIMARY ELECTION TO BE HELD ON TUESDAY, JUNE 3, 2008, AND REQUESTING THE COUNTY CLERK / REGISTRAR OF VOTERS TO PROVIDE CERTAIN SERVICES**

**WHEREAS**, the City Council of the City of South Gate has called a Special Municipal Election to be held on the day of the statewide Direct Primary Election on Tuesday, June 3, 2008; and

**WHEREAS**, the City Council is submitting to the qualified voters of the City of South Gate a Vital City Services Ordinance to adopt a 1% general transactions and use tax; and

**WHEREAS**, the City of South Gate, despite significant improvements in its fiscal accountability, is operating paycheck to paycheck because of increased service demands from a growing population -- leaving the City, like many others in California, with inadequate funding to address essential public safety and service needs; and

**WHEREAS**, over the past four years, the City has implemented a number of cost-saving measures, having reduced the number of employees, consolidated departments and become more efficient in its operations; and

**WHEREAS**, the City of South Gate is in a Financial State of Emergency as the City experienced a budget deficit of \$5.1 Million in fiscal year 2006-07 and is projecting a budget deficit of over \$7.0 Million in 2007-08 and that reserve funds will be entirely depleted by the end of this fiscal year; and

**WHEREAS**, without an immediate source of new revenue, the City of South Gate will be forced to reduce essential services to the community; and

**WHEREAS**, protecting and maintaining public safety, anti-gang and drug programs, improving after-school parks and recreation services, removing graffiti and fixing streets and potholes, are essentials for our community; and



**WHEREAS**, Los Angeles and cities throughout our area are getting tough with gangs, making it critical that the City of South Gate maintain its own local efforts by hiring more anti-gang officers to keep gangs from other areas coming into South Gate; and

**WHEREAS**, police are so busy responding to calls for assistance, insufficient staffing exists for additional patrol or community policing, and more police officers are needed to prevent crimes before they happen; and

**WHEREAS**, keeping the City's children out of gangs and off drugs is a top priority, and additional school police officers, anti-gang and anti-drug prevention programs, and after school programs are needed; and

**WHEREAS**, a local revenue measure will make it possible for the City to improve its overall community services, for example by hiring additional police officers to reduce emergency response times, fixing City streets to improve traffic flow and reduce congestion, fighting gangs and drugs by expanding neighborhood graffiti removal programs, youth anti-gang and anti-drug prevention programs and after-school tutoring and mentoring programs; and

**WHEREAS**, it is desirable that the Special Municipal Election be consolidated with the statewide Primary Election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same, and that the Los Angeles County Clerk / Registrar of Voters canvass the returns of the Special Municipal Election and that the election be held in all respects as if there were only one election; and

**WHEREAS**, it is necessary to secure the consent and order of the Board of Supervisors of the County of Los Angeles to effect such consolidation;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of South Gate does hereby resolve as follows:

**SECTION 1.** Pursuant to the requirements of Section 10403 of the California Elections Code, the Board of Supervisors of the County of Los Angeles is hereby requested to consent and agree to the consolidation of a Special Municipal Election with the statewide Direct Primary Election on Tuesday, June 3, 2008, in order that a proposed Ordinance may be submitted to the voters of the City of South Gate.

**SECTION 2.** A measure is to appear on the ballot in substantially the following form:

<b>MEASURE P. The South Gate Vital City Services Measure.</b> To preserve public safety and prevent significant cuts to City services, by funding general City services such as hiring additional police officers, maintaining youth anti-gang and anti-drug programs, after-school parks and recreation services, graffiti removal, maintaining neighborhood parks, fixing potholes and City streets, and other essential City services, shall the City sales tax be increased by one cent with guaranteed independent annual financial audits, expenditure reports, and citizens' financial oversight?	<b>YES</b>	
	<b>NO</b>	

**SECTION 3.** The County Clerk / Registrar of Voters is authorized to canvass the returns of the Special Municipal Election and to certify the same to the City Council of the City of South Gate at the time and in the manner provided by law. The vote requirement for passage of the measure shall be a majority of votes cast (50% plus 1). The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

**SECTION 4.** The Board of Supervisors is requested to issue instructions to the County Clerk / Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

**SECTION 5.** The City of South Gate recognizes that additional costs will be incurred by the County by reason of this consolidation, and the City agrees to reimburse the County for all expenses incurred for services requested by this resolution.

**SECTION 6.** The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

**SECTION 7.** The City Clerk is hereby directed to file a certified copy of this Resolution with the Board of Supervisors and the County Clerk / Registrar of Voters of Los Angeles County.

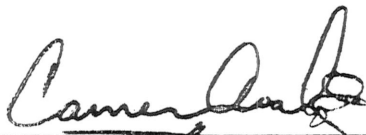
**PASSED, APPROVED, and ADOPTED** this 26<sup>th</sup> day of February, 2008

**CITY OF SOUTH GATE:**



\_\_\_\_\_  
W.H. (Bill) DeWitt, Mayor

**ATTEST:**



\_\_\_\_\_  
Carmen Avalos, City Clerk

(SEAL)

**APPROVED AS TO FORM:**



\_\_\_\_\_  
Raul F. Salinas, City Attorney

**RESOLUTION CERTIFICATION PAGE**

**STATE OF CALIFORNIA            )**

**COUNTY OF LOS ANGELES    )       SS**

**CITY OF SOUTH GATE         )**

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7234 was adopted by the City Council at their Regular Meeting held on February 26, 2008, by the following vote:

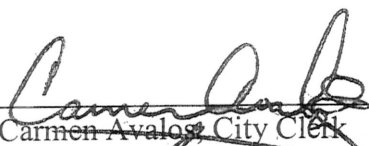
Ayes:           Council Members:   De Witt, Hurtado, Gonzalez and Davila

Noes:           Council Members:   None

Absent:          Council Members:   Martinez

Abstain:        Council Members:   None

Witness my hand and the seal of said City on February 28, 2008.

  
\_\_\_\_\_  
Carmen Avalos, City Clerk  
City of South Gate, California